

IN THE UNITED STATES FEDERAL DISTRICT COURT  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,

vs.

HENRY THOMAS  
Defendants.

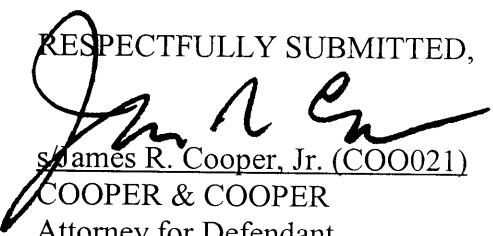
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CR. NO. 2:06cr294WKW

**MOTION FOR DIRECTED VERDICT OF ACQUITTAL**

COMES, James R. Cooper, Jr. who gives moves this Court to grant the defendant Henry Thomas a Directed Verdict of Acquittal on all Counts and states in support thereof as follows:

1. The government has failed to meet its burden of proof.
2. The government has failed to prove each element of each Count beyond a reasonable doubt.
3. In Count Three, the government has failed to prove that Mr. Thomas knew the money orders in question were obtained in a robbery or assault.
4. The government must elect between Counts 2 and 3.
5. The government must elect between Counts 1 and 2.

RESPECTFULLY SUBMITTED,  
  
James R. Cooper, Jr. (COO021)  
COOPER & COOPER  
Attorney for Defendant  
312 Scott Street  
Montgomery, AL 36104  
(334) 262-4887

**CERTIFICATE OF SERVICE**

I hereby certify that on this the 8th day of August, 2007, I have served a copy of the foregoing **Motion for Directed Verdict of Acquittal** upon Ms. Susan Redmond, Asst. U.S. Attorney, P.O. Box 197, Montgomery, Alabama 36101 and by electronic case filing, by placing a copy of same in the United States Mail properly addressed and postage prepaid and in Open Court..

s/James R. Cooper, Jr. (COO021)